

# Sage Legal LLC

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July 10, 2024

**VIA ECF**

United States District Court  
Eastern District of New York  
Attn: Hon. Cheryl L. Pollak, U.S.M.J.  
225 Cadman Plaza East  
Courtroom 13B South  
Brooklyn, NY 11201-1804

**Re: Ortega v. Champagne Room BK, Inc., et al.**  
**Case No.: 1:21-cv-1125 (NGG) (CLP)**

Dear Judge Pollak:

This office represents the Plaintiff Iluminada Ortega (hereinafter the “Plaintiff”) in the above referenced case. Plaintiff writes to respectfully withdraw her motion for a default judgment against Defendant Sarkis Avoyants (“Avoyants”) without prejudice to renew based on the mistake identified therein and as set forth in this Court’s April 30, 2024 Order. See ECF Docket Entry 87. This Court has discretion to grant such motions to withdraw. See Jackson Natl. Life Ins. Co. v. Saccone, No. 2:23-CIV.-6138 (NJC) (LGD, 2024 WL 456825, at \*2 (E.D.N.Y. Feb. 6, 2024) (“On December 11, 2023, Jackson moved to withdraw its request for a pre-motion conference. (ECF No. 15). The Court granted the motion to withdraw ...”).

At the appropriate time, assuming Avoyants remains in default, Plaintiff will refile a corrected motion for default judgment. Plaintiff thanks this honorable Court for its time and attention to this case.

Dated: Jamaica, New York  
July 10, 2024

Respectfully submitted,  
**SAGE LEGAL LLC**  
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**VIA FIRST CLASS MAIL**

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**VIA ECF**  
All counsel of record